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19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT OF CALIFORNIA**

21 ANIBAL RODRIGUEZ, SAL CATALDO,
 22 JULIAN SANTIAGO, and SUSAN LYNN
 23 HARVEY individually and on behalf of all
 24 other similarly situated,

25 Plaintiffs,

26 v.

27 GOOGLE LLC,

28 Defendant.

Case No.: 3:20-cv-04688-RS

PLAINTIFFS' MOTION TO SHORTEN TIME

(CIVIL LOCAL RULE 6-3)

Judge: Hon. Richard Seeborg
 Courtroom 3 – 17th Floor

1 Under Civil Local Rule 6-3(a), Plaintiffs respectfully move to shorten the time for the
 2 briefing schedule and hearing on Plaintiffs' Motion for Relief from the Case Management
 3 Schedule (Dkt. 279, "Motion"), filed on December 21, 2022.

4 Plaintiffs propose the following expedited schedule for deciding the Motion, where the
 5 deadlines that Plaintiffs seek to change will have passed by the hearing date for the Motion:

<u>Event</u>	<u>Current Deadline (Dkt. 246)</u>	<u>Plaintiffs' Proposed Deadline</u>
Google's Opposition	January 4, 2023	December 28, 2022
Plaintiffs' Reply	January 11, 2023	January 2, 2023
Hearing	January 26, 2023	January 5, 2023

9 Plaintiffs' five-page Motion seeks only to extend by two months the current deadline for
 10 the parties' opening expert reports, currently scheduled for January 20, 2023. Unless time is
 11 shortened for briefing this Motion, that deadline will come and go before the Motion is heard and
 12 decided. As explained in the Motion, Google has not yet provided discovery that it agreed to
 13 provide months ago, which Plaintiffs seek for those expert opening reports. Without the requested
 14 extension, Plaintiffs and their experts will be forced to conduct work over the holidays that will
 15 likely need to be substantially redone.

16 Plaintiffs sought to avoid burdening the Court with this Motion, asking Google for the short
 17 extension in light of the holidays and because of the outstanding discovery issues, but Google
 18 would not agree to any extension. Google has meanwhile informed Plaintiffs that it will not be
 19 able to provide agreed-upon discovery until at least January 2, 2023, as all Google employees are
 20 already out for the holidays. Dkt. 278-5; Mao Decl. Ex. 1. When Plaintiffs asked whether Google
 21 would at least stipulate to shortening the briefing schedule on Plaintiffs' Motion to allow for a
 22 ruling before the January 20 deadline, Google's counsel responded that "Google is on vacation"
 23 and refused to "bother them with this request" over the holiday period. Mao Decl. Ex. 1. Google's
 24 position, in other words: Holidays for me, but not for thee.

25 This Motion will not affect the case schedule.

26 There have been prior changes to the case schedule, including both by stipulation and by
 27 court order. *See* Dkts. 156, 180, 215, 246.

1 Dated: December 22, 2022

Respectfully submitted,

2 By: /s/ Mark C. Mao

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